GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public Services – M.A. & U.D. Department – Sri K.T. Sudhakar, the then Municipal Commissioner, Samalkot Municipality - Enquiry on non Payment of trade license / renewal fee in Urban Local Bodies of East Godavari District – Loss of Government revenue to a tune of Rs. 34,19,575/- noticed - Negligence on the part of MA&UD Officials – Departmental Proceedings under Rule-20 of the Andhra Pradesh Civil Services (Classification, Control and Appeal) Rules, 1991 – Article of Charges - Issued.

MUNICIPAL ADMINISTRATION AND URBAN DEVELOPMENT (Vig.I) DEPARTMENT

G.O.RT.No. 498 **Dated: 15-05-2018**
Read:-

G.O.Rt.No.463, MA&UD (Vig.I) Department, dated:15.05.2018
****

O R D E R:

It is proposed to hold an enquiry against Sri K.T. Sudhakar, the then Municipal Commissioner, Samalkot Municipality in accordance with the procedure laid down in Rule 20 of the Andhra Pradesh Civil Services (Classification, Control and Appeal) Rules, 1991.

2. The statement of articles of charges and statement of imputations of misconduct and misbehaviour in respect of which the inquiry is proposed to be held is set out in the enclosed Annexures I&II. A list of documents by which and a list of witnesses by whom, the articles of charges proposed to be sustained are also enclosed in Annexures III & IV.

3. Sri K.T. Sudhakar, the then Municipal Commissioner, Samalkot Municipality is directed to submit his written statement of his defense within 10 days from the date of receipt of this order.

4. Sri K.T. Sudhakar, the then Municipal Commissioner, Samalkot Municipality is informed that an inquiry will be held only in respect of those articles of charges as are not admitted. He should, therefore, specifically admit or deny each article of charge.

5. Sri K.T. Sudhakar, the then Municipal Commissioner, Samalkot Municipality is further informed that if he does not submit his written statement of defence on or before the date specified in para 3 above further action will be processed based on the material available.

6. Attention of Sri K.T. Sudhakar, the then Municipal Commissioner, Samalkot Municipality is invited to Rule 24 of the Andhra Pradesh Civil Services (conduct) Rules, 1964, under which no Government Servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further his interest in respect of matters pertaining to his service under the Government. If any representation is received on his behalf from another person in respect of any matter dealt within these proceedings it will be presumed that above Sri K.T. Sudhakar, the then

(PTO)

Municipal Commissioner, Samalkot Municipality is aware of such a representation and that it has been made at his instance and action will be taken against him for violation of Rule-24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964.

7. The Director of Municipal Administration, A.P, Guntur is directed to furnish copies of documents as per Annexure III to Sri K.T. Sudhakar, the then Municipal Commissioner, Samalkot Municipality.

8. The receipt of the G.O. may be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

R.KARIKAL VALAVEN
PRINCIPAL SECRETARY TO GOVERNMENT

To
Sri K.T. Sudhakar, the then Municipal Commissioner, Samalkot Municipality
through the DMA., A.P., Guntur.
The Director of Municipal Administration, A.P., Guntur.

Copy to:

The General Administration (V&E) Department, AP, Vijayawada
The Secretary to A.P.Vigilance Commission, 5th Building, A.P. Secretariat.
SF/SCs.

//FORWARDED::BY ORDER//

SECTION OFFICER

Annexure-I to G.O.Rt.No.498 MA&UD (Vig.I) Dept., dated:15.05.2018

LIST OF ARTICLE OF CHARGES TO BE FRAMED AGAINST SRI K.T. SUDHAKAR, THE THEN MUNICIPAL COMMISSIONER, SAMALKOT MUNICIPALITY

Charge No.1:

That Sri K.T. Sudhakar, the then Municipal Commissioner, Samalkot Municipality, has failed to supervise the Sanitary Inspectors and failed to identify (172) new trade establishments in Municipal Corporation, Kakinada and to collect the stipulated license fee causing loss of Government Revenue to a tune of Rs.90,800/- (Rupees Ninety Thousand and Eight Hundred only).

Charge No.2:

Thus Sri K.T. Sudhakar, the then Municipal Commissioner, Samalkot Municipality, with the above mentioned acts has exhibited lack of integrity, devotion to duty and conduct, unbecoming of a member of service and thereby contravened Rule 3 of A.P.C.S (Conduct) Rules, 1964.

R.KARIKAL VALAVEN
PRINCIPAL SECRETARY TO GOVERNMENT

//FORWARDED::BY ORDER//

SECTION OFFICER

Annexure-II to G.O.Rt.No.498 MA&UD (Vig.I) Dept.,dated:15.05.2018

LIST OF STATEMENT OF IMPUTATIONS OF MISCONDUCT/ MISBEHAVIOUR IN SUPPORT TO THE CHARGES TO BE FRAMED AGAINST SRI K.T. SUDHAKAR, THE THEN MUNICIPAL COMMISSIONER, SAMALKOT MUNICIPALITY

The Municipal Commissioner is supposed to review the work of the Sanitary Inspectors to submit yearly lists of traders actually existing in the field for collecting the license fee and approve the license. As per the provisions of the A.P. Municipalities Act, 1965, there is scope for prosecution for non-payment of license/renewal fee. The Municipal Commissioners of Kakinada, Amalapuram, Ramachandrapuram, Mandapeta, Peddapuram, Tuni, Pithapuram, Samalkot, Gollaprolu, Yeleswaram and Mummidivaram have not taken proper steps for fixing up the demand for all the trader in the field and have given scope for loss of revenue/pilferage of trade license/renewal fee in their ULBs. Hence, their version has no merit for consideration.

Thus, the charges.

R.KARIKAL VALAVEN
PRINCIPAL SECRETARY TO GOVERNMENT

//FORWARDED::BY ORDER//

SECTION OFFICER

Annexure-IIItoG.O.Rt.No.498MA&UD (Vig.I) Dept., dated:15.05.2018

LIST OF DOCUMENTS RELIED UPON TO THE CHARGES TO BE FRAMED AGAINST SRI K.T. SUDHAKAR, THE THEN MUNICIPAL COMMISSIONER, SAMALKOT MUNICIPALITY

1. GA (V&E) Deptt., Vigilance Report No.34 (C.No.49/V&E /D1/2017, dated 06.05.2017.
2. Government Memo No.675105/VIG.I.1/2017-1 MA, dated 27.10.2017.

R.KARIKAL VALAVEN
PRINCIPAL SECRETARY TO GOVERNMENT

//FORWARDED::BY ORDER//

SECTION OFFICER

Annexure-IVto G.O.Rt.No.498MA&UD (Vig.I) Dept., dated:15.05.2018

LIST OF WITNESSES BY WHOM THE CHARGES TO BE FRAMED AGAINST SRI K.T. SUDHAKAR, THE THEN MUNICIPAL COMMISSIONER, SAMALKOT MUNICIPALITY

-Nil-

R.KARIKAL VALAVEN
PRINCIPAL SECRETARY TO GOVERNMENT

//FORWARDED::BY ORDER//

SECTION OFFICER